

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

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Bryce Suchan, Matthew Reece, Joseph D.  
Thornblad, Shawn Curry-Rakesh, Peter  
Nelsen and Michael Gabrio,

Civil No. 13-3117 (MJD/JJG)

Plaintiffs,

v.

Lucinda Jesson, et al,  
*Commissioner of the Minnesota Department of  
Human Services*

**ORDER ON REPORT AND  
RECOMMENDATION**

Defendants.

The above-captioned matter is before the Court on the Report and Recommendation of United States Magistrate Judge Jeanne J. Graham [Doc. #3]. No objections were filed in the time period permitted. Accordingly, based upon the Report and Recommendation and all the files, records, and proceedings herein, **IT IS ORDERED** that:

1. Plaintiff Peter Nelsen's application for leave to proceed in forma pauperis, [Doc. #2], is **DENIED**; and
2. This action is **DISMISSED** pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii).
3. Petitioner is **NOT** granted Certificate of Appealability.

Dated: January 9, 2014

s/Michael J. Davis  
MICHAEL J. DAVIS  
Chief United States District Judge